

LEGISLATIVE BILL 538

Approved by the Governor May 14, 2001

Introduced by Speaker Kristensen, 37; at the request of the Governor

AN ACT relating to appropriations; to amend Laws 1999, LB 877, sections 9 and 10; Laws 1999, LB 880, sections 15, 28, 30, 108, 150, 232, 233, and 241; Laws 2000, LB 352A, sections 1 and 3; Laws 2000, LB 1217, sections 35, 64, 69, 75, 84, 89, 94, 113, and 117; and Laws 2000, LB 1363A, section 2; to define terms; to provide for deficit appropriations; to appropriate funds for the expenses of state government, postsecondary education, capital construction, and state aid; to state and eliminate intent; to change appropriations as prescribed; to change transfers; to repeal the original sections; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. DEFINITION OF APPROPRIATION PERIOD.

For purposes of this act and any other legislative bill passed by the Ninety-seventh Legislature, First Session, which appropriates funds, FY1999-00 means the period July 1, 1999, through June 30, 2000, FY2000-01 means the period July 1, 2000, through June 30, 2001, FY2001-02 means the period July 1, 2001, through June 30, 2002, and FY2002-03 means the period July 1, 2002, through June 30, 2003.

Sec. 2. APPROPRIATION LANGUAGE.

There are hereby appropriated, for FY1999-00 and FY2000-01, the sums set forth in this act to each agency for each program from the respective funds for the general operations of state government, postsecondary education, capital construction, and state aid, except as otherwise appropriated.

Sec. 3. REAPPROPRIATION OF BALANCE, FY1999-00 to FY2000-01.

In addition to the appropriations set forth in this act, there are hereby reappropriated all unexpended appropriation balances existing on June 30, 2000, for FY2000-01 to the respective agencies, programs, and funds listed in this act, except as otherwise provided in this act.

Sec. 4. UNEXPENDED BALANCES AND ENCUMBRANCES.

All General Fund appropriations existing on June 30, 1999, in excess of expended and encumbered amounts are hereby lapsed unless otherwise provided. All Cash Fund and Revolving Fund appropriations existing on June 30, 1999, in excess of expended and encumbered amounts are hereby lapsed unless otherwise expressly provided. All encumbered amounts on June 30, 1999, and June 30, 2000, are hereby reappropriated for FY1999-00 and FY2000-01, respectively, which amounts shall be in addition to the amounts shown in this act.

Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

The definitions contained in the Nebraska Accounting System Manual, and any amendments thereto, on file with the Clerk of the Legislature are hereby adopted by the Legislature as the definitions for this act.

Sec. 6. DRAWING AND PAYING WARRANTS.

The Director of Administrative Services shall draw warrants upon the proper fund in the state treasury for an amount not to exceed the appropriations set forth in this act upon presentation of proper documentation. The State Treasurer shall pay the warrants out of the appropriate funds.

Sec. 7. AGENCY NO. 5 -- SUPREME COURTProgram No. 4 - Court of Appeals Judges' Salaries

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	<u>-0-</u>	<u>40,000</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>40,000</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>40,000</u>

Sec. 8. AGENCY NO. 5 -- SUPREME COURTProgram No. 5 - Retired Judges' Salaries

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	<u>-0-</u>	<u>40,000</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>40,000</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>40,000</u>

Sec. 9. AGENCY NO. 5 -- SUPREME COURTProgram No. 52 - Operations

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	<u>-0-</u>	<u>200,000</u>
<u>CASH FUND</u>	<u>-0-</u>	<u>250,000</u>

<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>450,000</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>150,000</u>

Sec. 10. AGENCY NO. 9 -- SECRETARY OF STATE

Program No. 22 - Departmental Administration

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	<u>-0-</u>	<u>8,000</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>8,000</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

Sec. 11. AGENCY NO. 9 -- SECRETARY OF STATE

Program No. 51 - Enforcement of Standards - Corporations

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>CASH FUND</u>	<u>-0-</u>	<u>44,182</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>44,182</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

Sec. 12. AGENCY NO. 9 -- SECRETARY OF STATE

Program No. 53 - Enforcement of Standards - Collections

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>CASH FUND</u>	<u>-0-</u>	<u>5,874</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>5,874</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>5,874</u>

Sec. 13. AGENCY NO. 10 -- AUDITOR OF PUBLIC ACCOUNTS

Program No. 10 - Salary - Auditor

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	<u>-0-</u>	<u>625</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>625</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

Sec. 14. AGENCY NO. 11 -- ATTORNEY GENERAL

Program No. 11 - Attorney General's Salary

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	<u>—</u>	<u>10,879</u>
<u>PROGRAM TOTAL</u>	<u>—</u>	<u>10,879</u>
<u>SALARY LIMIT</u>	<u>—</u>	<u>-0-</u>

Sec. 15. AGENCY NO. 13 -- STATE DEPARTMENT OF EDUCATION

Program No. 25 - Education, Administration, and Support

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>CASH FUND</u>	<u>-0-</u>	<u>1,300,000</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>1,300,000</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

Sec. 16. AGENCY NO. 14 -- PUBLIC SERVICE COMMISSION

Program No. 64 - Nebraska Telecommunications Relay System Fund

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>CASH FUND</u>	<u>—</u>	<u>103,678</u>
<u>PROGRAM TOTAL</u>	<u>—</u>	<u>103,678</u>
<u>SALARY LIMIT</u>	<u>—</u>	<u>-0-</u>

Sec. 17. AGENCY NO. 23 -- DEPARTMENT OF LABOR

Program No. 31 - Division of Employment

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>CASH FUND</u>	<u>-0-</u>	<u>120,000</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>120,000</u>

Sec. 18. AGENCY NO. 25 -- DEPARTMENT OF HEALTH AND HUMAN SERVICES

Program No. 30 - Tobacco Prevention and Control

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>38,647</u>

Sec. 19. AGENCY NO. 26 -- DEPARTMENT OF HEALTH AND HUMAN SERVICES
FINANCE AND SUPPORT

Program No. 316 - Predispositional Detention

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	<u>-0-</u>	<u>3,700,000</u>

There is included in the appropriation to this program for FY2000-01 \$3,700,000 General Funds to reimburse counties for expenses covered under the Supreme Court decision In Re Interest of Marie E.

Sec. 20. AGENCY NO. 26 -- DEPARTMENT OF HEALTH AND HUMAN SERVICES
FINANCE AND SUPPORT

Program No. 347 - Public Assistance

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	<u>-0-</u>	<u>2,948,535</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>2,948,535</u>

There is included in the appropriation to this program for FY2000-01 \$2,948,535 General Funds for state aid, which shall only be used for such purpose.

Sec. 21. AGENCY NO. 26 -- DEPARTMENT OF HEALTH AND HUMAN SERVICES
FINANCE AND SUPPORT

Program No. 366 - Community Mental Health - Aid

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	-0-	1,500,000
<u>PROGRAM TOTAL</u>	-0-	1,500,000

There is included in the appropriation to this program for FY2000-01 \$1,500,000 General Funds for state aid, which shall only be used for such purpose. The General Funds included in this appropriation shall be used to reimburse providers of mental health services in Region VI for the cost of emergency psychiatric care services.

Sec. 22. AGENCY NO. 33 -- GAME AND PARKS COMMISSIONProgram No. 330 - Habitat Development

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>CASH FUND</u>	-0-	20,864
<u>PROGRAM TOTAL</u>	-0-	20,864
<u>SALARY LIMIT</u>	-0-	-0-

Sec. 23. AGENCY NO. 33 -- GAME AND PARKS COMMISSIONProgram No. 336 - Wildlife Conservation

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	-0-	6,996
<u>CASH FUND</u>	-0-	79,536
<u>PROGRAM TOTAL</u>	-0-	86,532
<u>SALARY LIMIT</u>	-0-	-0-

Sec. 24. AGENCY NO. 33 -- GAME AND PARKS COMMISSIONProgram No. 337 - Administration

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	-0-	1,000
<u>CASH FUND</u>	-0-	3,760
<u>PROGRAM TOTAL</u>	-0-	4,760
<u>SALARY LIMIT</u>	-0-	-0-

Sec. 25. AGENCY NO. 33 -- GAME AND PARKS COMMISSIONProgram No. 549 - Parks - Administration and Operation

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	-0-	31,096
<u>CASH FUND</u>	-0-	75,107
<u>PROGRAM TOTAL</u>	-0-	106,203
<u>SALARY LIMIT</u>	-0-	-0-

Sec. 26. AGENCY NO. 33 -- GAME AND PARKS COMMISSIONProgram No. 550 - Planning and Trails Coordination

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	-0-	2,500
<u>PROGRAM TOTAL</u>	-0-	2,500
<u>SALARY LIMIT</u>	-0-	-0-

Sec. 27. AGENCY NO. 33 -- GAME AND PARKS COMMISSIONProgram No. 617 - Engineering and Area Maintenance

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	-0-	25,917
<u>CASH FUND</u>	-0-	27,649
<u>PROGRAM TOTAL</u>	-0-	53,566
<u>SALARY LIMIT</u>	-0-	-0-

Sec. 28. AGENCY NO. 35 -- NEBRASKA LIQUOR CONTROL COMMISSIONProgram No. 73 - Licensing and Regulation

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	-0-	19,909
<u>PROGRAM TOTAL</u>	-0-	19,909
<u>SALARY LIMIT</u>	-0-	17,291

Sec. 29. AGENCY NO. 41 -- STATE REAL ESTATE COMMISSIONProgram No. 77 - Enforcement of Standards

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>SALARY LIMIT</u>	-0-	6,000

Sec. 30. AGENCY NO. 47 -- NEBRASKA EDUCATIONAL TELECOMMUNICATIONS COMMISSIONProgram No. 918 - Falls City Translator Tower Repair

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>STATE BUILDING FUND</u>	-0-	23,886
<u>PROGRAM TOTAL</u>	-0-	23,886

The Nebraska Educational Telecommunications Commission is hereby authorized to continue to make necessary repairs to the Falls City Translator Tower.

Sec. 31. AGENCY NO. 50 -- BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGESProgram No. 48 - Office of Secretary

	<u>FY1999-00</u>	<u>FY2000-01</u>
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<u>GENERAL FUND</u>	<u>-0-</u>	<u>216,534</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>216,534</u>

There is included in the appropriation to this program for FY2000-01 \$216,534 for extraordinary utility, fuel, and associated energy costs at the State Colleges.

It is the intent of the Legislature that upon the approval of the Board of Trustees of the Nebraska State Colleges, the Central Office of the Board of Trustees may divide and distribute the funds appropriated to this program among Chadron State College, Peru State College, Wayne State College, and the Central Office of the Board of Trustees.

Sec. 32. AGENCY NO. 51 -- UNIVERSITY OF NEBRASKA

Program No. 781 - University - Administration

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	<u>-0-</u>	<u>1,794,000</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>1,794,000</u>

There is included in the appropriation to this program for FY2000-01 \$1,794,000 for extraordinary utility, fuel, and associated energy costs at the University of Nebraska, including \$56,000 for the Nebraska College of Technical Agriculture at Curtis.

Sec. 33. AGENCY NO. 64 -- NEBRASKA STATE PATROL

Program No. 100 - Public Protection

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	<u>-0-</u>	<u>402,806</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>402,806</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>60,306</u>

Sec. 34. AGENCY NO. 64 -- NEBRASKA STATE PATROL

Program No. 205 - Carrier Enforcement

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>CASH FUND</u>	<u>-0-</u>	<u>31,960</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>31,960</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>31,960</u>

Sec. 35. AGENCY NO. 65 -- DEPARTMENT OF ADMINISTRATIVE SERVICES

Program No. 173 - Communications Division

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>CASH FUND</u>	<u>-0-</u>	<u>527,781</u>
<u>REVOLVING FUND</u>	<u>-0-</u>	<u>7,675,475</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>8,203,256</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>9,594</u>

Sec. 36. AGENCY NO. 65 -- DEPARTMENT OF ADMINISTRATIVE SERVICES

Program No. 560 - State Building Division

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>GENERAL FUND</u>	<u>-0-</u>	<u>235,620</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>235,620</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

Sec. 37. AGENCY NO. 78 -- NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE

Program No. 150 - Juvenile Services Act

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>3,080</u>

Sec. 38. AGENCY NO. 78 -- NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE

Program No. 201 - Victim-Witness Assistance

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>4,003</u>

Sec. 39. AGENCY NO. 78 -- NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE

Program No. 215 - Criminal Justice Information System

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>811</u>

Sec. 40. AGENCY NO. 85 -- PUBLIC EMPLOYEES RETIREMENT BOARD

Program No. 41 - Administration of Retirement Systems and Deferred Compensation

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>CASH FUND</u>	<u>-0-</u>	<u>7,100</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>7,100</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>6,200</u>

Sec. 41. AGENCY NO. 93 -- TAX EQUALIZATION AND REVIEW COMMISSION

Program No. 115 - Operations

	<u>FY1999-00</u>	<u>FY2000-01</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>4,077</u>

Sec. 42. Laws 1999, LB 877, section 9, is amended to read:

Sec. 9. AGENCY NO. 5 -- SUPREME COURT

Program No. 6 - District and Juvenile Court Judges' Salaries

	FY1999-00	FY2000-01
GENERAL FUND	6,481,184	6,665,492
<u>GENERAL FUND</u>	<u>6,481,184</u>	<u>6,625,492</u>
PROGRAM TOTAL	6,481,184	6,665,492
<u>PROGRAM TOTAL</u>	<u>6,481,184</u>	<u>6,625,492</u>
SALARY LIMIT	5,829,563	5,923,588
<u>SALARY LIMIT</u>	<u>5,829,563</u>	<u>5,883,588</u>

Sec. 43. Laws 1999, LB 877, section 10, is amended to read:

Sec. 10. AGENCY NO. 5 -- SUPREME COURT

Program No. 7 - County Court Judges' Salaries

	FY1999-00	FY2000-01
GENERAL FUND	5,742,816	5,806,032
<u>GENERAL FUND</u>	<u>5,742,816</u>	<u>5,766,032</u>
PROGRAM TOTAL	5,742,816	5,806,032
<u>PROGRAM TOTAL</u>	<u>5,742,816</u>	<u>5,766,032</u>
SALARY LIMIT	5,097,710	5,097,710
<u>SALARY LIMIT</u>	<u>5,097,710</u>	<u>5,057,710</u>

Sec. 44. Laws 1999, LB 880, section 15, is amended to read:

Sec. 15. AGENCY NO. 5 -- SUPREME COURT

Program No. 67 - Probation Services

	FY1999-00	FY2000-01
GENERAL FUND	12,117,493	13,147,365
<u>GENERAL FUND</u>	<u>12,117,493</u>	<u>12,947,365</u>
CASH FUND	589,961	530,317
<u>CASH FUND</u>	<u>589,961</u>	<u>847,317</u>
PROGRAM TOTAL	12,707,454	13,677,682
<u>PROGRAM TOTAL</u>	<u>12,707,454</u>	<u>13,794,682</u>
SALARY LIMIT	9,556,960	10,218,858

The Department of Administrative Services shall monitor the appropriations and expenditures for this program according to the following program classifications:

No. 397 - Statewide Probation

No. 398 - Intensive Supervision Probation

There is included in the appropriation to this program for FY2000-01 \$416,045 General Funds and \$78,531 Cash Funds for 10 FTE probation officers, 3 FTE clerical staff, and probation operations costs related to the McCook Incarceration Work Camp, which shall only be used for such purpose.

Sec. 45. Laws 1999, LB 880, section 28, is amended to read:

Sec. 28. AGENCY NO. 10 -- AUDITOR OF PUBLIC ACCOUNTS

Program No. 506 - State Agency and County Post Audits

	FY1999-00	FY2000-01
GENERAL FUND	1,762,146	1,832,313
<u>GENERAL FUND</u>	<u>1,762,146</u>	<u>1,831,688</u>
PROGRAM TOTAL	1,762,146	1,832,313
<u>PROGRAM TOTAL</u>	<u>1,762,146</u>	<u>1,831,688</u>
SALARY LIMIT	967,899	1,007,303

Sec. 46. Laws 1999, LB 880, section 30, is amended to read:

Sec. 30. AGENCY NO. 11 -- ATTORNEY GENERAL

Program No. 507 - Interpretation and Application of Law

	FY1999-00	FY2000-01
GENERAL FUND	3,284,539	3,421,378
<u>CASH FUND</u>	<u>115,493</u>	<u>115,493</u>
<u>REVOLVING FUND</u>	<u>450,745</u>	<u>465,951</u>
PROGRAM TOTAL	3,850,777	4,002,822
<u>SALARY LIMIT</u>	<u>2,585,023</u>	<u>2,683,345</u>

The unexpended General Fund balance existing on June 30, 2000, less \$75,000, is hereby reappropriated.

There is included in the appropriation to this program for FY1999-00 \$132,150 General Funds and \$82,208 Salary Limit for interstate stream disputes with Kansas.

There is included in the appropriation to this program for FY2000-01 \$135,986 General Funds and \$85,530 Salary Limit for interstate stream disputes with Kansas.

Sec. 47. Laws 1999, LB 880, section 108, is amended to read:

Sec. 108. AGENCY NO. 26 -- DEPARTMENT OF HEALTH AND HUMAN SERVICES
FINANCE AND SUPPORT

Program No. 424 - Developmental Disability Aid

	FY1999-00	FY2000-01
GENERAL FUND	44,491,708	46,574,186
<u>GENERAL FUND</u>	<u>44,491,708</u>	<u>47,893,857</u>
<u>CASH FUND</u>	<u>1,700,000</u>	<u>1,700,000</u>

FEDERAL FUND est.	48,696,447	51,132,922
FEDERAL FUND est.	48,696,447	52,012,702
PROGRAM TOTAL	94,888,155	99,407,108
PROGRAM TOTAL	94,888,155	101,606,559

There is included in the appropriation to this program for FY1999-00 \$44,491,708 General Funds, \$1,700,000 Cash Funds, and \$48,696,447 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2000-01 ~~\$46,574,186~~ \$47,893,857 General Funds, \$1,700,000 Cash Funds, and ~~\$51,132,922~~ \$52,012,702 Federal Funds estimate for state aid, which shall only be used for such purpose.

There is included in the appropriation to this program for FY1999-00 \$1,618,727 General Funds and \$1,850,327 Federal Funds estimate for rate equity, which shall only be used for such purpose. There is included in the appropriation to this program for FY2000-01 \$3,568,112 General Funds and \$4,198,073 Federal Funds estimate for rate equity, which shall only be used for such purpose.

It is the intent of the Legislature that the funds appropriated in this section for rate equity be used to: (1) Increase FY1998-99 rates for all services to a minimum of ninety-two and one-half percent of methodology rates in FY1999-00 and to a minimum of ninety-five percent of methodology rates in FY2000-01 with a minimum of sixty-five percent of each year's additional proceeds used to compensate front-line staff; and (2) provide that service rates which are greater than the minimums established in subdivision (1) of this section shall be held harmless at the same percentage of methodology as was maintained in FY1998-99.

It is also the intent of the Legislature that funds shall be appropriated to increase rates for all services to a minimum of ninety-seven and one-half percent of methodology rates in FY2001-02 and to one hundred percent of methodology rates in FY2002-03.

It is the intent of the Legislature that the department meet the needs of eligible persons with developmental disabilities achieving equity by managing supports and services. This includes:

(a) Service Coordinators will use managed care technology to ensure that eligible persons (both those currently served and those waiting) receive supports and services based on their objectively assessed needs, no more, no less;

(b) Persons with developmental disabilities will have their needs objectively assessed using a standardized assessment tool that determines the type and amount of support and service intervention needed to ensure independence, interdependence, productivity, and integration;

(c) All natural support services (i.e. families, communities, churches) available to all persons will be exhausted prior to authorization of publicly funded specialized supports and services;

(d) State agencies will work together to maximize federal and state resources in order to create a single integrated system of supports and services for persons with developmental disabilities;

(e) Persons with developmental disabilities will be uniformly assessed fees for supports and services, based on their ability to pay. Fees will be uniformly collected by the statewide system of service coordination;

(f) Parents of youth with developmental disabilities will be expected to contribute toward costs of specialized developmental disabilities supports and services; and

(g) Youth aged twenty-one years, in transition from special education, will be provided services.

It is the intent of the Legislature that the department provide state aid for community-based developmental disability services pursuant to client service contracts in FY1999-00 and FY2000-01. Funding of services in community-based programs shall require the prior approval of the department for clients enrolled. The department may withhold funds for client services when the services do not meet minimum standards as stated in the department's rules and regulations.

Sec. 48. Laws 1999, LB 880, section 150, is amended to read:

Sec. 150. AGENCY NO. 46 -- DEPARTMENT OF CORRECTIONAL SERVICES

Program No. 750 - Jail Reimbursement Assistance

	FY1999-00	FY2000-01
GENERAL FUND	6,800,000	6,800,000
GENERAL FUND	6,800,000	-0-
PROGRAM TOTAL	6,800,000	6,800,000
PROGRAM TOTAL	6,800,000	-0-
SALARY LIMIT	-0-	-0-

The unexpended General Fund balance existing on June 30, 2000, less

\$507,745, is hereby reappropriated.

There is included in the appropriation to this program for FY1999-00 \$6,800,000 General Funds for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2000-01 ~~\$6,800,000~~ \$-0- General Funds for state aid, which shall only be used for such purpose.

Sec. 49. Laws 1999, LB 880, section 232, is amended to read:

Sec. 232. AGENCY NO. 78 -- NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE

Program No. 198 - Central Administration

	FY1999-00	FY2000-01
GENERAL FUND	565,631	621,526
<u>GENERAL FUND</u>	<u>565,631</u>	<u>612,026</u>
CASH FUND	59,287	30,804
FEDERAL FUND est.	8,995,837	8,995,837
<u>FEDERAL FUND est.</u>	<u>8,995,837</u>	<u>9,005,337</u>
PROGRAM TOTAL	9,620,755	9,648,167
SALARY LIMIT	428,069	445,008
<u>SALARY LIMIT</u>	<u>428,069</u>	<u>458,291</u>

There is included in the appropriation to this program for FY1999-00 \$144,775 General Funds, \$30,000 Cash Funds, and \$8,494,000 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2000-01 \$174,775 General Funds and \$8,494,000 Federal Funds estimate for state aid, which shall only be used for such purpose.

There is included in the appropriation to this program for FY1999-00 \$62,500 General Funds and \$208,000 Federal Funds estimate from the federal Victims of Crime Act to operate a victim notification system, which shall only be used for such purpose. There is included in the appropriation to this program for FY2000-01 ~~\$62,500~~ \$53,000 General Funds and ~~\$208,000~~ \$217,500 Federal Funds estimate from the federal Victims of Crime Act to operate a victim notification system, which shall only be used for such purpose.

Sec. 50. Laws 1999, LB 880, section 233, is amended to read:

Sec. 233. AGENCY NO. 78 -- NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE

Program No. 199 - Nebraska Law Enforcement Training Center

	FY1999-00	FY2000-01
GENERAL FUND	537,580	549,407
<u>GENERAL FUND</u>	<u>537,580</u>	<u>885,962</u>
CASH FUND	775,124	801,561
<u>CASH FUND</u>	<u>775,124</u>	<u>523,481</u>
FEDERAL FUND est.	52,808	55,157
PROGRAM TOTAL	1,365,512	1,406,125
<u>PROGRAM TOTAL</u>	<u>1,365,512</u>	<u>1,464,600</u>
SALARY LIMIT	617,067	552,644

There is included in the appropriation to this program for FY1999-00 \$170,000 General Funds for the annual depreciation charge to be paid to the State Building Renewal Assessment Fund on or before July 15, 1999, pursuant to section 81-188.02, which shall only be used for such purpose. There is included in the appropriation to this program for FY2000-01 \$170,000 General Funds for the annual depreciation charge to be paid to the State Building Renewal Assessment Fund on or before July 15, 2000, pursuant to section 81-188.02, which shall only be used for such purpose.

Sec. 51. Laws 1999, LB 880, section 241, is amended to read:

Sec. 241. AGENCY NO. 83 -- AID TO COMMUNITY COLLEGES

Program No. 99 - Vocational Faculty, Equipment Upgrades, and Job Training

	FY1999-00	FY2000-01
GENERAL FUND	3,316,640	629,700
PROGRAM TOTAL	3,316,640	629,700

The unexpended General Fund appropriation balance existing on June 30, 2000, less \$350,000, is hereby reappropriated.

There is included in the General Fund appropriation to this program \$400,000 for FY1999-00 and \$400,000 for FY2000-01 which may be expended for community college area incentive grants emphasizing the use of equipment in information technology, multimedia technology, and distance learning. The funds may also be used for applied technology and occupational faculty training, instructional equipment upgrades, employee assessment, preemployment training, employment training, and Vocational Technical Consortium of the States membership costs. For FY1999-00 and for FY2000-01, at least \$40,000 of industry, private, or foundation match shall be provided each year through a collaborative grant proposal submission process which may include some

industry or other private sector representatives in the planning process. The budget division of the Department of Administrative Services shall not make any grant disbursements from these funds until it is satisfied that the \$40,000 match is available during each year.

There is included in the General Fund appropriation to this program \$50,000 for FY1999-00 and \$50,000 for FY2000-01 to be targeted toward ongoing or new Tech Prep initiatives, particularly those initiatives which involve school districts, community college areas, and postsecondary institutions which grant degrees beyond the associate degree level.

There is included in the General Fund appropriation to this program \$366,640 for FY1999-00 and \$179,700 for FY2000-01 for information technology. For informational purposes, included in these funds for FY1999-00 is \$9,540 and for FY1999-00 is \$9,540 for a telecommunications link for the Southeast Community College Area to support cooperation with the Northeast Community College Area on a surgical technology program. Included in these funds for FY1999-00 is \$357,100 and for FY2000-01 is \$170,160 for the Technology-Enhanced Learner-Centered Education Delivery System (TELCEDES) project in Omaha which is to electronically connect the Metropolitan Community College Area campuses with the University of Nebraska at Omaha and with at least two educational service units in the Omaha area. Any equipment funded in the TELCEDES project which the NEB*SAT Council or any of its subcommittees indicate should be inventoried centrally by the Nebraska Educational Telecommunications Commission (NETC) shall be so inventoried by the NETC.

There is included in the General Fund appropriation to this program \$2,500,000 for FY1999-00 for completion of the construction of the Center for Excellence in Electronics by the Southeast Community College Area in Lincoln. This appropriation represents a reaffirmation of the intended appropriation for FY1999-00 contained in Laws 1998, LB 1173, section 1. Funding is to be used to complete the project, as intended and outlined in Laws 1998, LB 1173, sections 2 to 9.

It is intended that General Funds appropriated in this section be distributed by the Department of Administrative Services to community college area boards through grants. Such grants shall be based on proposals submitted by the respective areas or groups of areas to the Nebraska Community College Aid, Grant, and Contract Review Committee and subsequent recommendations for such grants reported by the committee to the Director of Administrative Services. Such recommendations shall not in the aggregate exceed General Fund amounts appropriated in this section and shall comport with designated amounts cited in this section.

There is hereby reappropriated for FY1999-00 and for FY2000-01 any unexpended balances, certified as encumbrances by the Director of Administrative Services, from the appropriation to this program existing on June 30, 1999, and June 30, 2000.

Sec. 52. Laws 2000, LB 352A, section 1, is amended to read:

Section 1. There is hereby appropriated ~~(1)~~ \$465,773 from the General Fund, \$93,611 from the Commission for the Blind and Visually Impaired Cash Fund, and ~~\$2,819,110~~ \$3,094,110 from federal funds for FY2000-01 and ~~(2)~~ \$469,878 from the General Fund, \$93,611 from the Commission for the Blind and Visually Impaired Cash Fund, and \$2,849,094 from federal funds for FY2001-02 to the Commission for the Blind and Visually Impaired, for Program 357, to aid in carrying out the provisions of Legislative Bill 352, Ninety-sixth Legislature, Second Session, 2000.

Total expenditures for permanent and temporary salaries and per diems from funds appropriated in this section shall not exceed ~~\$1,507,341~~ \$1,605,680 for FY2000-01. ~~or \$1,507,811 for FY2001-02.~~

There is included in the appropriation to this program for FY2000-01 \$104,147 General Funds, \$29,800 Cash Funds, and ~~\$704,553~~ \$856,629 Federal Funds estimate for state aid, which shall only be used for such purpose. ~~There is included in the appropriation to this program for FY2001-02 \$104,147 General Funds, \$29,800 Cash Funds, and \$704,553 Federal Funds estimate for state aid, which shall only be used for such purpose.~~

Sec. 53. Laws 2000, LB 352A, section 3, is amended to read:

Sec. 3. AGENCY NO. 26 -- DEPARTMENT OF HEALTH AND HUMAN SERVICES
FINANCE AND SUPPORT

Program No. 341 - Administration

	FY1999-00	FY2000-01
GENERAL FUND	25,018,923	25,704,683
GENERAL FUND	25,018,923	31,344,034
CASH FUND	4,180,512	4,180,512
CASH FUND	4,180,512	2,609,296
FEDERAL FUND est.	71,253,236	71,438,119
FEDERAL FUND est.	71,253,236	67,369,984

PROGRAM TOTAL	100,452,671	101,323,314
SALARY LIMIT	21,054,496	21,817,708

Sec. 54. Laws 2000, LB 1217, section 35, is amended to read:

Sec. 35. AGENCY NO. 50 -- BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES

Program No. 995 - Peru State College Sewage and Water Handling System Improvements

	FY1999-00	FY2000-01	FUTURE
STATE BUILDING FUND	20,000	-0-	-0-
PROGRAM TOTAL	20,000	-0-	-0-

The Board of Trustees of the Nebraska State Colleges is hereby authorized to make sewage and water handling system improvements at Peru State College.

Sec. 55. Laws 2000, LB 1217, section 64, is amended to read:

Sec. 64. AGENCY NO. 13 -- STATE DEPARTMENT OF EDUCATION

Program No. 25 - Education, Administration, and Support

	FY1999-00	FY2000-01
GENERAL FUND	739,085,129	711,803,203
<u>GENERAL FUND</u>	<u>739,085,129</u>	<u>710,796,431</u>
CASH FUND	3,097,517	3,121,778
FEDERAL FUND est.	152,868,651	153,056,779
REVOLVING FUND	483,218	500,429
PROGRAM TOTAL	895,534,515	868,482,189
<u>PROGRAM TOTAL</u>	<u>895,534,515</u>	<u>867,475,417</u>
SALARY LIMIT	7,956,557	8,290,252

There is included in the appropriation to this program for FY1999-00 \$730,867,343 General Funds, \$2,040,938 Cash Funds, and \$145,937,874 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2000-01 ~~\$703,545,220~~ \$702,538,448 General Funds, \$2,040,938 Cash Funds, and \$145,937,874 Federal Funds estimate for state aid, which shall only be used for such purpose.

There is included in the amount shown for FY1999-00 \$189,982 General Funds as state aid for the reimbursement of transportation costs pursuant to section 79-241 for the enrollment option program. There is included in the amount shown for FY2000-01 ~~\$172,200~~ \$218,854 General Funds as state aid for the reimbursement of transportation costs pursuant to section 79-241 for the enrollment option program.

There is included in the amount shown for FY1999-00 \$583,552,195 General Funds which are hereby appropriated to the Tax Equity and Educational Opportunities Fund, which fund is hereby appropriated to provide state aid to public school districts pursuant to the Tax Equity and Educational Opportunities Support Act. There is included in the amount shown for FY2000-01 ~~\$552,343,705~~ \$551,290,279 General Funds which are hereby appropriated to the Tax Equity and Educational Opportunities Fund, which fund is hereby appropriated to provide state aid to public school districts pursuant to the Tax Equity and Educational Opportunities Support Act.

There is included in the amount shown for this program \$132,575,807 General Funds provided as state aid in FY1999-00 for special education reimbursement. There is included in the amount shown for this program \$136,553,081 General Funds provided as state aid in FY2000-01 for special education reimbursement.

There is included in the amount shown for this program \$349,225 General Funds provided as state aid in FY1999-00 and \$349,225 General Funds provided as state aid in FY2000-01 to carry out the provisions of subsection (2) of section 79-734.

There is included in the amount shown for this program \$560,000 General Funds provided as state aid in FY1999-00 and \$560,000 General Funds provided as state aid in FY2000-01 for early childhood education projects.

There is included in the amount shown for this program a one-time appropriation of \$150,000 General Funds provided as state aid in FY1999-00 to match funds provided by the National Geographic Society for an endowment for geography education.

There is included in the amount shown for this program \$9,700,000 General Funds provided as state aid in FY1999-00 and \$9,700,000 General Funds provided as state aid in FY2000-01 for core services for educational service units.

There is included in the amount shown for this program \$3,075,000 General Funds provided as state aid in FY1999-00 and \$3,151,875 General Funds provided as state aid in FY2000-01 for programs for learners with high ability.

There is included in the amount shown for this program \$195,715

General Funds for FY1999-00, which shall only be used to contract with the Nebraska Educational Telecommunications Commission for the Schools TeleLearning/Distance Learning Program. There is included in the amount shown for this program \$201,586 General Funds for FY2000-01, which shall only be used to contract with the Nebraska Educational Telecommunications Commission for the Schools TeleLearning/Distance Learning Program.

There is included in the amount shown for this program \$100,000 General Funds for FY1999-00 and \$100,000 General Funds for FY2000-01 to develop or enhance interpreter training programs, which shall only be used for such purpose.

There is included in the amount shown for this program \$250,000 General Funds for FY1999-00 and \$250,000 General Funds for FY2000-01, which shall only be used for satellite programs for children who are deaf or hard of hearing.

There is included in the amount shown for this program \$220,000 General Funds for FY1999-00 and \$220,000 General Funds for FY2000-01 to provide a reporting system that results in a statewide report card for primary and secondary education in Nebraska that includes, but is not limited to, information on student performance, teacher and student attendance, teacher qualifications and salaries, graduate tracking, and demographics. There is included in the amount shown for this program \$80,000 General Funds for FY1999-00 to provide incentives and reimburse schools for participation in the National Assessment of Educational Progress.

The General Fund appropriation shown for FY2000-01 is increased by \$10,000 and the Cash Fund appropriation shown for FY2000-01 is reduced by \$15,000 if Legislative Bill 489, Ninety-sixth Legislature, First Session, 1999, does not become law.

The State Department of Education is authorized to utilize existing resources to establish a position to serve public schools with Native American students and to provide the necessary technical assistance to assist these schools in meeting the unique educational and cultural needs of Native American students. The department's assistance may include:

- (1) Engaging the schools and their communities in creating partnerships to support families, students, and the schools;
- (2) Engaging the schools and communities in continuous planning and implementation for school improvement; and
- (3) Implementing continuous professional development for the educators working with Native American students.

On or before October 1 of each year, the Department of Health and Human Services Finance and Support and the State Department of Education shall jointly certify to the budget administrator of the budget division of the Department of Administrative Services the amount of federal medicaid funds paid to school districts pursuant to the Early Intervention Act for special education services for children age five years and older. The General Fund appropriation to the State Department of Education, Program No. 25, for state special education aid shall be decreased by an amount equal to the amount that would have been reimbursed with state General Funds to the school districts through the special education reimbursement process for special education services for children age five years and older that was paid to school districts or approved cooperatives with federal medicaid funds. There is hereby appropriated from the General Fund an amount equal to the amount certified to the budget administrator for FY1999-00 and FY2000-01 to the Department of Health and Human Services Finance and Support to aid in carrying out the provisions of Laws 1991, LB 701. The budget administrator of the budget division of the Department of Administrative Services shall distribute the amount appropriated between budget programs according to percentages certified by the Department of Health and Human Services Finance and Support.

Sec. 56. Laws 2000, LB 1217, section 69, is amended to read:

Sec. 69. AGENCY NO. 50 -- BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES

Program No. 938 - Wayne State College - Ramsey Theatre Renovation and Addition

	FY1999-00	FY2000-01	FUTURE
STATE BUILDING FUND	-0-	1,097,624	-0-
STATE BUILDING FUND	-0-	972,624	-0-
PROGRAM TOTAL	-0-	1,097,624	-0-
PROGRAM TOTAL	-0-	972,624	-0-

The Board of Trustees of the Nebraska State Colleges is hereby authorized to renovate and construct an addition to the Ramsey Theatre at Wayne State College. The total project cost is estimated as ~~\$2,724,820~~ \$2,599,820. The board is authorized to utilize funds appropriated in this section for construction of an addition to the Ramsey Theatre, and removal of

hazardous materials from the existing theatre, and minor renovation activities. The board shall utilize funds available pursuant to Laws 1998, LB 1100, and such other funds as available to meet the balance of the total project cost, estimated as \$1,627,196, for the major renovation component of the project, including costs for removal of hazardous materials not met with amounts appropriated in this section.

Sec. 57. Laws 2000, LB 1217, section 75, is amended to read:

Sec. 75. There is hereby appropriated, unless otherwise specified, for FY1999-00 and for FY2000-01 from undisbursed balances existing on June 30, 1999, and on June 30, 2000, respectively, to each agency for each program from the respective funds for capital construction as follows:

- (1) Agency No. 25 -- Department of Health and Human Services
Program Nos. 901, 904, 905, 907, 908, and 950.
- (2) Agency No. 27 -- Department of Roads
Program Nos. 901 and 902, except that the unobligated appropriation balance for projects that have been completed shall lapse and shall not be included in any reappropriation.
- (3) Agency No. 31 -- Military Department
Program Nos. 901, 902, and 925.
- (4) Agency No. 33 -- Game and Parks Commission
Program Nos. 900, 901, 902, 919, 924, 960, 966, 967, 968, 969, 971, 972, 973, 975, 976, 977, 978, 979, 980, and 981, except that for FY1999-00 only the undisbursed balances existing on June 30, 1999, for the following projects shall be appropriated, all other unobligated June 30, 1999, balances shall lapse:
 - Program No. 900 -- Motorboat access facilities
 - Program No. 901 -- State Facilities Deferred Maintenance
 - Program No. 902 -- Trail Development Assistance
 - Program No. 924 -- Wildlife Lands
 - Program No. 966 -- State Recreational Trails
 - Program No. 967 -- State Parks
 - Program No. 968 -- State Historical Parks
 - Program No. 969 -- State Recreation Areas
 - Program No. 971 -- Wildlife Management Areas - basic improvements
 - Program No. 972 -- Administrative Facilities
 - Program No. 973 -- Fish Production
 - Program No. 975 -- Emergency Repairs to State Parks
 - Program No. 977 -- Nongame and endangered species land acquisition and development
 - Program No. 978 -- ADA facility improvements
 - Program No. 980 -- Improvements to AKSARBEN Aquarium
 - Program No. 981 -- Aquatic Habitat
- (5) Agency No. 46 -- Department of Correctional Services
Program Nos. 901, 902, 903, 904, 905, 906, 909, 910, 912, 913, and 915.

Any unexpended appropriation balances existing in Program Nos. 903, 904, 910, and 912 are hereby transferred to Agency 46, Program 906.

- (6) Agency No. 47 -- Nebraska Educational Telecommunications Commission

Program Nos. 901, 909, 910, 911, 912, 913, 916, 917, and 918. From any balance reappropriated to Program 910, funds may be disbursed for future payment for transponder lease or lease purchase payments, for digitization of the Nebraska Educational Telecommunications Transmission signal, for any associated legal fees, and for equipment maintenance agreements.

The undisbursed balance of the State Building Fund appropriation to Program 917 existing on June 30, 1999, less \$120,600, is hereby reappropriated.

The undisbursed balance of the State Building Fund appropriation to Program 917 existing on June 30, 2000, less \$23,886, is hereby reappropriated.

- (7) Agency No. 50 -- Board of Trustees of the Nebraska State Colleges

Program Nos. 901, 905, 906, 907, 908, 909, 915, 916, 920, 926, 927, 935, 937, and 940 and any additional construction programs administratively created relating to energy grants received from the federal government. For Program No. 927, the appropriation balance reappropriated shall be no more than \$1,099.41 to the cash fund appropriation.

- (8) Agency No. 51 -- University of Nebraska
Program Nos. 901, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 918, 919, 921, 922, 923, 924, 925, 926, 930, 932, 937, 940,

943, 944, 946, 947, 950, 952, 954, 955, 956, 957, 958, 959, 963, 964, 967, 969, 971, 974, 977, 978, 981, 982, 983, 984, 986, 987, 989, 990, 991, 992, 993, 994, 997, and 999, - For Program No. 946, the appropriation balance reappropriated shall be no more than \$1,259.89 to the cash fund appropriation.

Program No. 919 and any additional construction programs administratively created relating to the University of Nebraska-Lincoln, the University of Nebraska at Omaha, the University of Nebraska Medical Center, the University of Nebraska at Kearney, the Nebraska College of Technical Agriculture at Curtis, and the University of Nebraska Central Administration which are funded through cash funds, federal funds, or revolving funds from the operating budget. For Program No. 946, the appropriation balance reappropriated shall be no more than \$1,259.89 to the cash fund appropriation.

(9) Agency No. 52 -- State Board of Agriculture

Program No. 919.

(10) Agency No. 54 -- Nebraska State Historical Society

Program No. 954.

(11) Agency No. 65 -- Department of Administrative Services

Program Nos. 901, 904, 905, 910, 911, 913, 914, 915, 916, 917, 925, 939, and 940.

Appropriations to program numbers pertaining to funding for the Deferred Building Renewal Act are hereby reappropriated.

Any unexpended appropriation balance existing in Program No. 904 is hereby transferred to Agency 65, Program 901.

(12) Agency No. 78 -- Nebraska Commission on Law Enforcement and Criminal Justice

Program No. 903.

The undisbursed balance existing on June 30, 1999, in the State Building Fund for Program No. 903, not to exceed \$9,250,630, is hereby reappropriated.

The undisbursed balance existing on June 30, 2000, in the State Building Fund for Program No. 903, as reappropriated, is hereby reduced by \$290,000. From the \$290,000 reappropriation reduction amount returned to the General Fund, the State Treasurer shall transfer \$290,000 from the General Fund to the Nebraska Law Enforcement Training Center Cash Fund (Fund 2782) within five days after the effective date of this act.

Sec. 58. Laws 2000, LB 1217, section 84, is amended to read:

Sec. 84. AGENCY NO. 16 -- DEPARTMENT OF REVENUE

Program No. 108 - Homestead Exemption

	FY1999-00	FY2000-01
GENERAL FUND	32,367,234	33,413,302
GENERAL FUND	32,367,234	30,493,302
PROGRAM TOTAL	32,367,234	33,413,302
PROGRAM TOTAL	32,367,234	30,493,302

There is included in the appropriation to this program for FY1999-00 \$32,367,234 General Funds for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2000-01 ~~\$33,413,302~~ \$30,493,302 General Funds for state aid, which shall only be used for such purpose.

Sec. 59. Laws 2000, LB 1217, section 89, is amended to read:

Sec. 89. AGENCY NO. 25 -- DEPARTMENT OF HEALTH AND HUMAN SERVICES

Program No. 365 - Mental Health Operations

	FY1999-00	FY2000-01
GENERAL FUND	44,437,992	45,597,314
CASH FUND	5,927,020	5,914,314
FEDERAL FUND est.	3,781,535	3,785,327
PROGRAM TOTAL	54,146,547	55,296,955
SALARY LIMIT	32,616,013	34,564,757
SALARY LIMIT	32,616,013	34,526,110

There is included in the appropriation to this program for FY2000-01 \$1,311,327 General Funds for additional beds for sex offenders at the Lincoln Regional Center.

Sec. 60. Laws 2000, LB 1217, section 94, is amended to read:

Sec. 94. AGENCY NO. 26 -- DEPARTMENT OF HEALTH AND HUMAN SERVICES
FINANCE AND SUPPORT

Program No. 348 - Medical Assistance

	FY1999-00	FY2000-01
GENERAL FUND	315,194,115	361,639,394
GENERAL FUND	315,194,115	364,584,278
CASH FUND	2,000,000	2,000,000
CASH FUND	2,000,000	7,000,000
FEDERAL FUND est.	550,075,359	614,816,878
FEDERAL FUND est.	550,075,359	626,924,705

PROGRAM TOTAL	867,269,474	978,456,272
PROGRAM TOTAL	867,269,474	998,508,983

There is included in the appropriation to this program for FY1999-00 \$315,194,115 General Funds, \$2,000,000 Cash Funds, and \$550,075,359 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2000-01 ~~\$361,639,394~~ \$364,584,278 General Funds, ~~\$2,000,000~~ \$7,000,000 Cash Funds, and ~~\$614,816,878~~ \$626,924,705 Federal Funds estimate for state aid, which shall only be used for such purpose.

The department shall apply for and implement the federal medicaid substance abuse and alcoholism option and apply for any necessary waivers of federal law and shall exercise such option in a cost-neutral manner relative to the General Fund. The department shall report to the Governor, the Legislature, and the Legislative Fiscal Analyst on the status of the federal medicaid substance abuse and alcoholism option and related waivers on or before December 1, 1999.

The unexpended General Fund balance existing on June 30, 1999, in Agency 26, Program 349, and all certified encumbrances in this program, are hereby transferred to Agency 26, Program 348, for FY1999-00.

Sec. 61. Laws 2000, LB 1217, section 113, is amended to read:

Sec. 113. AGENCY NO. 84 -- DEPARTMENT OF ENVIRONMENTAL QUALITY

Program No. 513 - Environmental Quality

	FY1999-00	FY2000-01
GENERAL FUND	3,497,085	3,638,541
GENERAL FUND	3,497,085	3,956,541
CASH FUND	21,459,728	21,119,443
CASH FUND	21,459,728	21,101,443
FEDERAL FUND est.	10,111,665	10,347,304
PROGRAM TOTAL	35,068,478	35,105,288
PROGRAM TOTAL	35,068,478	35,405,288
SALARY LIMIT	8,251,686	8,584,902

The Department of Administrative Services shall monitor the appropriations and expenditures for this program according to the following program classifications:

- No. 513 - Administration
- No. 586 - Water Quality
- No. 587 - Land Quality
- No. 588 - Air Quality

The Director of Environmental Quality shall have the authority and responsibility to allocate the program appropriation in this section among the program classifications listed.

There is included in the appropriation to this program for FY1999-00 \$-0- General Funds, \$15,378,215 Cash Funds, and \$452,618 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2000-01 \$80,059 General Funds, \$15,378,215 Cash Funds, and \$452,618 Federal Funds estimate for state aid, which shall only be used for such purpose.

Not exceeding \$300,000 of the unexpended and unencumbered General Fund balance existing on June 30, 1999, is hereby reappropriated for FY1999-00 to Program No. 523 for wastewater grants to small communities, pursuant to subdivision (9) of section 81-15,153. The department may request not exceeding \$300,000 of the unexpended and unencumbered General Fund balance existing on June 30, 2000, to be reappropriated for FY2000-01 to Program No. 523 for wastewater grants to small communities, pursuant to subdivision (9) of section 81-15,153.

Not exceeding \$66,941 of the unexpended General Fund balance existing on June 30, 1999, is hereby reappropriated to provide nonfederal cost share for state superfund sites.

Not exceeding \$125,000 of the unexpended and unencumbered General Fund balance existing on June 30, 2001, is hereby reappropriated for FY2001-02 to fund permit activities in the Air Quality program.

It is the intent of the Legislature that the Department of Environmental Quality examine the fee structure of the livestock waste control program and provide a report to the Appropriations Committee of the Legislature no later than October 1, 2000, regarding options for a revised fee structure that would increase the amount of cash fund revenue available to support the functions of the livestock waste control program.

Sec. 62. Laws 2000, LB 1217, section 117, is amended to read:

Sec. 117. FUND LAPSES AND TRANSFERS.

The State Treasurer shall make the transfers specified in this section between funds, in the amounts indicated. Unless otherwise noted, transfers for FY1999-00 shall occur on July 1, 1999, or as soon thereafter as

administratively possible, and transfers for FY2000-01 shall occur on July 1, 2000, or as soon thereafter as administratively possible. All agencies with administrative responsibilities for these funds shall assist the State Treasurer as needed in implementing the transfers. The state accounting system number for each fund is shown in parentheses after the name of the fund.

(1) Transfers for FY1999-00 shall include:

(a) From the General Fund (1000) to the Nebraska State Patrol Cash Fund (2644): \$115,000 less the unexpended balance existing on June 30, 1999, in (i) the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash Fund, (iii) any special checking account or accounts used by the Nebraska State Patrol, and (iv) the possession of agency personnel involved in investigations, when the unexpended balances resulted from General Fund transfers to the Nebraska State Patrol Cash Fund or from General Fund appropriations. Any transfers made shall be subject to a final reconciliation of available investigation cash fund balances as of June 30, 1999, by the Nebraska State Patrol.

It is the intent of the Legislature that the Nebraska State Patrol have available a total of \$115,000 from the General Fund for FY1999-00 to be used in making drug purchases, for enforcing Nebraska laws relating to felonies, for enforcing the Nebraska liquor laws, and for payment of investigative expenses;

(b) From the General Fund (1000) to the Nebraska Child Abuse Prevention Fund (2265): \$250,000;

(c) From the General Fund (1000) to the Ethanol Production Incentive Cash Fund (2602): \$6,000,000;

(d) From the Department of Health and Human Services Cash Fund (2208) to the University of Nebraska Eppley Institute for Research in Cancer and Allied Diseases Cash Fund (2515): \$500,000, pursuant to Laws 1983, LB 192, section 2;

(e) From the Roads Operations Cash Fund (2270) to the Motor Carrier Division Cash Fund (2243): \$32,600;

(f) From the Roads Operations Cash Fund (2270) to the Carrier Enforcement Cash Fund (2643): \$4,117,582. Transfers shall be made in four nearly equal quarterly amounts;

(g) From the Petroleum Release Remedial Action Cash Fund (2849) to the Underground Storage Tank Fund (2211): \$30,453, on or before July 5, 1999;

(h) From the Miscellaneous Claims Cash Fund (2892) to the General Fund (1000): The fund balance existing on the effective date of this act;

(i) From the Highway Trust Fund (6124) to the Motor Fuel Tax Enforcement and Collection Cash Fund (2170): \$2,328,803. Transfers shall be made in twelve nearly equal monthly amounts;

(j) From the Highway Trust Fund (6124) to the Motor Carrier Division Cash Fund (2243): \$717,600;

(k) From the Highway Trust Fund (6124) to the License Plate Cash Fund (2244): Up to a maximum of \$1,045,000. Transfers shall be made as required by the Department of Motor Vehicles to meet the expenditures of plate production;

(l) From the Vocational Rehabilitation Fund (6372) to the Compensation Court Cash Fund (2373): \$254,031. Transfers shall be made in four nearly equal quarterly amounts;

(m) From the Flexible Spending Trust Fund (6801) to the Health and Life Benefit Administration Cash Fund (2801): \$48,000. Transfers shall be made to pay the costs associated with the administration of the Flexible Spending Account program;

(n) From the State Employees Insurance Fund (6892) to the Risk Management Administration Cash Fund (2893): -0-;

(o) From the State Employees Insurance Fund (6892) to the Health and Life Benefit Administration Cash Fund (2801): \$293,204;

(p) From the Severance Tax Fund (7761) to the State Energy Office Cash Fund (2813): \$300,000, pursuant to section 57-705. Transfers shall be made in twelve nearly equal monthly amounts;

(q) From the NEB*SAT Cash Fund (2472) to the Nebraska Educational Telecommunications Trust Fund (6472) an amount to be certified to the budget administrator and the State Treasurer before June 30, 2000;

(r) From the Securities Act Cash Fund (2192) to the General Fund (1000): \$15,000,000 on or after June 15, 2000, but before June 30, 2000;

(s) From the General Fund (1000) to the Cash Reserve Fund (1100): \$3,500,000 on or after June 15, 2000, but before June 30, 2000; and

(t) From the Department of Health and Human Services Regulation and Licensure Cash Fund (2800), Subprogram 85 -- Professional Corporations, to the Corporation Cash Fund (2092): The remaining cash balance from interest

earnings and the registration fees for professional corporation filings.

(2) Transfers for FY2000-01 shall include:

(a) From the General Fund (1000) to the Nebraska State Patrol Cash Fund (2644): \$115,000 less the unexpended balance existing on June 30, 2000, in (i) the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash Fund, (iii) any special checking account or accounts used by the Nebraska State Patrol, and (iv) the possession of agency personnel involved in investigations, when the unexpended balances resulted from General Fund transfers to the Nebraska State Patrol Cash Fund or from General Fund appropriations. Any transfers made shall be subject to a final reconciliation of available investigation cash fund balances as of June 30, 2000, by the Nebraska State Patrol.

It is the intent of the Legislature that the Nebraska State Patrol have available a total of \$115,000 from the General Fund for FY2000-01 to be used in making drug purchases, for enforcing Nebraska laws relating to felonies, for enforcing the Nebraska liquor laws, and for payment of investigative expenses;

(b) From the General Fund (1000) to the Nebraska Child Abuse Prevention Fund (2265): \$250,000;

(c) From the General Fund (1000) to the Ethanol Production Incentive Cash Fund (2602): \$5,000,000;

(d) From the Department of Health and Human Services Cash Fund (2208) to the University of Nebraska Eppley Institute for Research in Cancer and Allied Diseases Cash Fund (2515): \$500,000, pursuant to Laws 1983, LB 192, section 2;

(e) From the Roads Operations Cash Fund (2270) to the Motor Carrier Division Cash Fund (2243): \$34,000;

(f) From the Roads Operations Cash Fund (2270) to the Carrier Enforcement Cash Fund (2643): \$4,371,284. Transfers shall be made in four nearly equal quarterly amounts;

~~(g) From the Nebraska Local Government Innovation and Restructuring Fund (2666) to the General Fund (1000): At the direction of the budget division of the Department of Administrative Services, the unobligated Cash Fund balance existing on June 30, 2000, shall be lapsed for FY2000-01 by the State Treasurer;~~

(g) ~~(h)~~ From the Petroleum Release Remedial Action Cash Fund (2849) to the Underground Storage Tank Fund (2211): \$31,130, on or before July 5, 2000;

(h) From the Secure Youth Confinement Facility Fund (3246) to the Department of Correctional Services Facility Cash Fund (2469): Any remaining fund balance, including investment income credited to the fund.

(i) From the Highway Trust Fund (6124) to the Motor Fuel Tax Enforcement and Collection Cash Fund (2170): \$2,418,356. Transfers shall be made in twelve nearly equal monthly amounts;

(j) From the Highway Trust Fund (6124) to the Motor Carrier Division Cash Fund (2243): \$806,000;

(k) From the Highway Trust Fund (6124) to the License Plate Cash Fund (2244): Up to a maximum of \$3,635,000. Transfers shall be made as required by the Department of Motor Vehicles to meet the expenditures of plate production;

~~(l) From the Vocational Rehabilitation Fund (6372) to the Compensation Court Cash Fund (2373): \$263,850. Transfers shall be made in four nearly equal quarterly amounts;~~

(l) ~~(m)~~ From the Flexible Spending Trust Fund (6801) to the Health and Life Benefit Administration Cash Fund (2801): \$48,000. Transfers shall be made to pay the costs associated with the administration of the Flexible Spending Account program;

(m) ~~(n)~~ From the State Employees Insurance Fund (6892) to the Risk Management Administration Cash Fund (2893): \$33,000;

(n) ~~(o)~~ From the State Employees Insurance Fund (6892) to the Health and Life Benefit Administration Cash Fund (2801): \$390,708;

(o) ~~(p)~~ From the Severance Tax Fund (7761) to the Municipal Natural Gas Regulation Revolving Loan Fund (2041): \$30,000, pursuant to section 57-705;

(p) ~~(q)~~ From the Severance Tax Fund (7761) to the State Energy Office Cash Fund (2813): \$300,000 pursuant to section 57-705. Transfers shall be made in twelve nearly equal monthly amounts;

(q) ~~(r)~~ From the NEB*SAT Cash Fund (2472) to the Nebraska Educational Telecommunications Trust Fund (6472) an amount to be certified to the budget administrator and the State Treasurer before June 30, 2001;

(r) ~~(s)~~ From the Securities Act Cash Fund (2192) to the General Fund (1000): \$15,000,000 on or after June 15, 2001, but before June 30, 2001; and

(s) ~~(t)~~ From the General Fund (1000) to the Cash Reserve Fund (1100): \$3,500,000 on or after June 15, 2001, but before June 30, 2001.

Sec. 63. Laws 2000, LB 1363A, section 2, is amended to read:

Sec. 2. There is hereby appropriated (1) ~~\$71,500~~ \$63,076 from the General Fund for FY2000-01 and (2) ~~\$66,500~~ \$-0- from the General Fund for FY2001-02 to the Department of Labor, for Program 194, to aid in carrying out the provisions of Legislative Bill 1363, Ninety-sixth Legislature, Second Session, 2000.

Total expenditures for permanent and temporary salaries and per diems from funds appropriated in this section shall not exceed ~~\$42,000~~ \$33,919 for FY2000-01 or ~~\$42,000~~ \$-0- for FY2001-02.

Sec. 64. Original Laws 1999, LB 877, sections 9 and 10; Laws 1999, LB 880, sections 15, 28, 30, 108, 150, 232, 233, and 241; Laws 2000, LB 352A, sections 1 and 3; Laws 2000, LB 1217, sections 35, 64, 69, 75, 84, 89, 94, 113, and 117; and Laws 2000, LB 1363A, section 2, are repealed.

Sec. 65. Since an emergency exists, this act takes effect when passed and approved according to law.